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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT TACOMA

7 PRESTON E. RICHARDSON,

8 Plaintiff,

9 v.

10 NANCY DAUTH, *et al.*,

11 Defendants.

Case No. C06-5727 FDB


ORDER ADOPTING REPORT AND
RECOMMENDATION DISMISSING
PLAINTIFF'S CLAIMS

12 This matter comes before the Court on the recommendation of the Magistrate Judge that
13 Plaintiff's remaining claims be dismissed without prejudice for failure to state a 42 U.S.C. § 1983
14 claim. As detailed in the Report and Recommendation, Plaintiff has been given an opportunity to
15 cure, if possible, the deficiencies in his complaint. Plaintiff has failed to take advantage of this
16 opportunity. Plaintiff also has not filed an objection to the Report and Recommendation.

17 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L.
18 Strombom, and the remaining record, does hereby find and ORDER:

- 19 (1) The Court adopts the Report and Recommendation;
20 (2) Plaintiff's claims against Defendant Nancy Dauth are **DISMISSED WITHOUT
PREJUDICE**;
21 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants
22 and to the Hon. Karen L. Strombom.

23 DATED this 18th day of April, 2008.

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25 FRANKLIN D. BURGESS
26 UNITED STATES DISTRICT JUDGE